

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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AUG 17 2005

Federal Communications Commission
Office of the Secretary

In the Matters of)

JAMES A. KAY, JR.)

WT Docket No. 94-147

License of One Hundred Fifty Two Part 90)
Licenses in the Los Angeles, California Area)

MARC SOBEL AND MARC SOBEL D/B/A)
AIR WAVE COMMUNICATIONS)

WT Docket No. 97-56

Licensee of Certain Part 90 Licenses in the)
Los Angeles, California Area)

To: The Commission

ENFORCEMENT BUREAU'S REQUEST
FOR AN EXTENSION OF TIME

1. On August 3, 2005, James A. Kay, Jr. and Marc Sobel (collectively, "Movants") filed a Motion to Modify Sanctions ("Motion") in the above-captioned proceedings. For the following reasons, the Bureau requests an extension of time, to September 26, 2004, of the deadline by which comments are due.

2. Pursuant to Section 1.45 of the Commission's rules, 47 C.F.R. § 1.45, the Bureau's comments would be due within 10 days after the Motion was filed. Section 1.4 of the Commission's rules, 47 C.F.R. § 1.4, allows for an additional three days if the Motion was served by mail. Because the Motion was filed on August 3, 2005, and served by mail, absent an extension of time, the Bureau's comments would be due by August 17, 2005.

3. The Motion requests the Commission to establish a panel that would negotiate a modification of the sanctions previously ordered by the Commission. Among other things,

Movants propose to retain the 800 MHz licenses that the Commission ordered revoked, and, in lieu thereof, to donate an unspecified number of other licenses that they hold in the 470-512 MHz portion of the UHF band to public safety agencies in the Los Angeles area.

4. The Motion presents complex policy issues which require the Bureau to confer with, among others, officials in the Wireless Telecommunications Bureau. Various individuals with whom the Bureau needs to confer are presently on vacation or otherwise unavailable.

5. Given the nature and complexity of the Motion and the August vacation schedules of key individuals, the Bureau respectfully requests an extension of time, until September 26, 2005, of the deadline by which comments are due. Bureau counsel has informed Petitioners' counsel via telephone this date that the Bureau would be making this request, as required by Section 1.46(c) of the Commission's rules, 47 C.F.R. § 1.46(c).

Respectfully submitted,

A handwritten signature in black ink, appearing to read "William D. Freedman", written over a horizontal line.

William D. Freedman, Deputy Chief
Gary Schonman, Special Counsel
William Knowles-Kellett, Esq.
Investigations and Hearings Division
Enforcement Bureau

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August 17, 2005

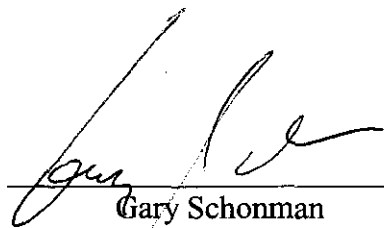
CERTIFICATE OF SERVICE

I, Gary Schonman, Special Counsel in the Enforcement Bureau's Investigations and Hearings Division, certify that I have, on this 17th day of August 2005, sent by first class United States mail or by hand delivery, copies of the foregoing "Enforcement Bureau's Request for an Extension of Time" to:

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